



**SCHERING-PLOUGH CORPORATION**  
**LAW DEPARTMENT**  
**2000 GALLOPING HILL ROAD**  
**K-6-1, MAIL STOP**  
**KENILWORTH, NEW JERSEY 07033**  
**(908) 298-4000**

**FACSIMILE TRANSMITTAL SHEET**

TO:	<b>USPTO</b>	FAX NUMBER:
	Attn: Office of Initial Patent Examinations	(703) 746-4000
FROM:	Robert J. Lipka	PHONE NUMBER:
		(908) 298-5056
TOTAL NO. OF PAGES INCLUDING COVER	DATE	
5	March 19, 2004	

**CONFIDENTIALITY NOTE:** This sheet and/or the document(s) accompanying it contain information belonging to Schering-Plough Corporation and/or its affiliates which is confidential and/or legally privileged. The information is intended only for the use of the individual or entity named above. If you have received this fax in error, please immediately notify us by telephone. If there is a problem with this transmission please call at .

NOTES/COMMENTS:

**PLEASE HAND DELIVER TO THE ATTENTION OF OIPE**  
**Filing Receipt Correction to follow.**

In re Application of : Chaudhry, et al.  
 For Patent For: Process for producing Metered dose inhaler formulations  
 Group Art Unit: 1614  
 Serial No.: 10/649,938  
 Filed: 8/27/03

PHONE: (908)298-5057

FAX: (908)298-5388



03/19/04 13:47 FAX 908 298 5405

SCHERING-PLOUGH

002

Page 1 of 2

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://uspto.gov)

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY,DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/649,398	08/27/2003	1614	918	PB015106K		17	5

PDU 1506 K

CONFIRMATION NO. 6095

24265  
SCHERING-PLOUGH CORPORATION  
PATENT DEPARTMENT (K-6-1, 1990)  
2000 GALLOPING HILL ROAD  
KENILWORTH, NJ 07033-0530

## FILING RECEIPT



\*OC000000011359984\*

Date Mailed: 11/26/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Saeed Chaudhry, Clifton, NJ;  
Stefan A. Sharpe, Jersey City, NJ;  
Julianne Berry, Westfield, NJ;  
Joel A. Sequeira, Edison, NJ;

## Assignment For Published Patent Application

SCHERING CORPORATION;

## Domestic Priority data as claimed by applicant

This appln claims benefit of 60/406,127 08/27/2002  
and claims benefit of 60/422,436 10/30/2002

## Foreign Applications

If Required, Foreign Filing License Granted: 11/25/2003

Projected Publication Date: 03/04/2004

Non-Publication Request: No

Early Publication Request: No

PATENT DEPARTMENT RECEIVED	
DEC 01 2003	
Computer Input: 40112-103	
Date:	12/01/03
PA:	AG
Attty:	RJ
<input type="checkbox"/> FILE	<input type="checkbox"/> CHECK FILE

1213



Process for producing metered dose inhaler formulations

**Preliminary Class**

424

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related application(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



Patent Case No. PD01506K

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: X  
Chaudhry, et al. :  
Patent For: Process for producing :  
Metered dose inhaler formulations : Group Art Unit: 1614  
Serial No.: 10/649,938 :  
Filed: 8/27/03 :

ATT: Office of Initial Patent Examination's  
Filing Receipt Corrections  
(Facsimile 703-746-4000)

**REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

Please correct the Filing Receipt for the above-referenced patent application to recite the changes discussed below. We believe no fees are due, however, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account NO. 19-0365. Pursuant to the instructions on the Filing Receipt, applicants submit herewith a copy of the original Filing Receipt with requested changes noted thereon in red ink.

The Attorney Docket No. on the Filing Receipt recites "PD015106K".

The Attorney Docket No. is PD01506K as can be seen from the papers filed on 8/27/03, the filing date of the above captioned application. Accordingly, it respectfully is requested that the filing receipt should be corrected and re-issued to reflect this information.



- 2 -

If the Office has any questions concerning this paper and submission,  
please contact the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert J. Lipka".

Robert J. Lipka  
Attorney for Applicant(s)  
Registration No.: 42,807  
Telephone No.: (908) 298-5056  
Facsimile No. (908) 298-5388

Patent Department, K-6-1, 1990  
SCHERING-PLOUGH CORPORATION  
2000 Galloping Hill Road  
Kenilworth, New Jersey 07033-0530

42062\_1